s

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 13547 of 1999

Between:

1. P.Anjaiah, S/o Veeraiah, Age about 32Yrs.,
2. Mohd. Bande Ali, S/o Md.Osman, Age about 32 Yrs.,
3. A.Venkataiah, S/o Naraiah, Age about32Yrs.,
4. Prakash B Mane, S/oBabu Rao, Age about 32Yrs.,
5. K.Devamaniraju, S/o Devaratnam, Age about 35Yrs.,
6. J.Bhagawan Das, S/o balaiah, Age about 48Yrs.,
7. V.D.Ingle S/o Devidassarao, Age about 34Yrs.,
8. M.Venkatesh, S/o Brahmaiah, Age about 30Yrs.,
9. R.Shakuntala, D/o Pochaiah, Age about 35Yrs.,

(All the petitioners are working as Helpers, (Technical) at Nizam Institute of Medical Sciences Center, Andhra Pradesh Vikalangula Cooperative Corporation Hyderabad.)

..... PETITIONERS

AND

1. The Government of Andhra Pradesh rep.by its

   Secretary to Government, Women's Development and Child

   Welfare (W.H.D.) Department, Secretariat, Hyderabad.

2. The Andhra Pradesh Vikalangula Cooperative Corporation rep. By its

Managing Director, BRKR Buildings, Ground Floor, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly in the nature of Writ of Mandamus declaring the action of the respondents in not paying the arrears of salary to the petitioners pursuant to re-fixation of their scale of pay as Rs.1010-1800/- as arbitrary, illegal and in violation of Article 14 of the Constitution of India and to issue a consequential direction to the respondents to pay the arrears of salary to the petitioners pursuant to re-fixation of their scale of pay as Rs.1010-1800/- forthwith and to pass such other order or orders which are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SUBBA RAO KORRAPATI

Counsel for the Respondent No.: MR.K.RAMANUJACHARI

The Court made the following Order:

Both the counsel submitted that the cause of action does not survive, in this writ petition, in view, of the fact that the respondents have paid the amounts as claimed by the petitioners.

Therefore, the writ petition is liable to be dismissed as infructuous.

Recording the same, the writ petition is dismissed as infructuous. No order as to costs.

_____

14-10-2004

klp

To

2. The Secretary, Government of Andhra Pradesh,

Women's Development and Child

Welfare (W.H.D.) Department, Secretariat, Hyderabad.

2. The Managing Direcotr, Andhra Pradesh Vikalangula Cooperative

Corporation, BRKR Buildings, Ground Floor, Hyderabad.

3. 2CD copies